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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH

HEATHER P. LOMMATZSCH, an  
individual,

Plaintiff,

vs.

TESLA, INC., a California Corporation,  
TESLA MOTORS UT, INC., a Utah  
Corporation, and SERVICE KING  
PAINT & BODY, LLC, a Texas Limited  
Liability Company DBA SERVICE  
KING COLLISION REPAIR,

Defendants.

**STIPULATED ORDER TO DISMISS  
DEFENDANT TESLA MOTORS UT,  
INC. WITH PREJUDICE**

Case No.: 2:18-CV-00775-PMW

Magistrate Judge Paul M. Warner

Pursuant to the agreement between Plaintiff and Defendant Tesla, Inc., Defendant Tesla, Inc. will assume the defense and, only in the event of a judgment, indemnity of Tesla Motors UT, Inc. with respect to Plaintiff's claims against Tesla Motors UT, Inc. Accordingly, Plaintiff hereby stipulates to dismiss her cause of action against Defendant Tesla Motors UT, Inc. with prejudice and without costs.

IT IS HEREBY ORDERED that only Defendant Tesla Motors UT, Inc. is dismissed with prejudice and without costs, interest and attorney fees.

DATED this \_\_\_\_ day of October, 2018.

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MAGISTRATE JUDGE

Approved as to form and content:

**MACARTHUR, HEDER & METLER, PLLC**

*/s/ George L. Chingas, Jr. (signed by filing attorney  
with permission of George L. Chingas, Jr.)*

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